

JPW



IN THE U. S. PATENT AND TRADEMARK OFFICE

Application of: WHINNERY, Jr., et al. )

Serial Number: 10/652,647 )

Examiner: COONEY, J.M.

Filed: 08/28/2003 )

Group Art Unit: 1711

For: HIGH STRENGTH FOAM )

TOOL AND METHOD )

Attorney Docket Number: SD-8466 )

Commissioner for Patents

Alexandria, VA 22313-1450

OCTOBER 31, 2005

RESPONSE UNDER 37 C.F.R. §1.142

Sir:

Applicants, through their representative, respectfully submit the following response to an official action mailed 10/07/2005 requiring election of invention as between three (3) alleged patentably distinct groups of claims.

The Examiner has identified three inventions consisting of Claims 1 – 18, 39 – 59, and 64 – 67 (“Group I.”); Claims 19 – 38 (“Group II.”); and Claims 60 – 63 (“Group III.”) and requires the Applicants to elect a single disclosed group of claims for prosecution on the merits.

Applicants thank the Examiner for his review of their application and respectfully ELECT without traverse, Claims 1 – 18, 39 – 59, and 64 – 67 (“Group I.”). Applicants also request that Claims 19 – 38 and 60 – 63 be withdrawn without prejudice.

A complete listing of all the claims, and the status of each, is included below in a separate section.